

PATENT APPLICATION DECLARATION COMBINED  
WITH POWER OF ATTORNEY

REGULAR (UTILITY) OR  DESIGN APPLICATION  
(check one)

Attorney Docket  
No. CX099004

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND APPARATUS FOR DYNAMICALLY ALLOCATING RESOURCES IN A COMMUNICATION SYSTEM**, the specification of which:

(check  
one)  is attached hereto.  
 was filed on \_\_\_\_\_ as  
U.S. Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

| (check<br>one) | <input checked="" type="checkbox"/> no such applications filed.   | Priority<br><u>Claimed</u> |
|----------------|---|----------------------------|
|                | <input type="checkbox"/> such applications identified as follows: |                            |

| (Serial No.) | (Country) | (Day/Month/Year Filed) | Yes | No |
|--------------|-----------|------------------------|-----|----|
|              |           |                        |     |    |
|              |           |                        |     |    |

I hereby claim the priority benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which is material to the examination of this application and which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S. Applications(s):

(check  
one)  no such applications filed.

such applications identified as follows:

| (Application Serial No.) | (Filing Date) | (Status) | (Patented, Pending, Abandoned) |
|--------------------------|---------------|----------|--------------------------------|
|                          |               |          |                                |
|                          |               |          |                                |

I hereby declare that: as to any claimed subject matter of this application which is common to my earlier United States or foreign application(s), if any, which I have identified above and claimed the benefit of priority thereof, I do not believe that the same was ever known or used in the United States before my invention thereof or patented or described in any printed publication in any country before my invention thereof or more than one year prior to the first of said earlier application(s), or in public use or on sale in the United States more than one year prior to the first of said earlier application(s), and that the said common subject matter has not been patented or made the subject of an inventor's certificate before the date of the first of said earlier U.S. application(s) in any country foreign to the United States on an application, filed by me or my legal representatives or assigns more than twelve months (six months if the present application is a Design patent application) prior to the first of said earlier U.S. application(s), if any; and that, as to any claimed subject matter of this application which is not common to said earlier application(s), if any, I do not know and do not believe that the same was ever known or used in the United States before my invention thereof or patented or described in any printed publication in any country before my invention thereof or more than one year prior to the date of this application, or in public use or on sale in the United States more than one year prior to the date of this application, and that said subject matter has not been patented or made the subject of an inventor's certificate in any country foreign to the United States on an application filed by me or my legal representatives or assigns more than twelve months (six months if the present application is a Design patent application) prior to the date of this application.

I HEREBY APPOINT THE ATTORNEY(S) OR AGENT(S) ASSOCIATED WITH:

**CUSTOMER NUMBER 22917**

TO PROSECUTE THIS APPLICATION AND TRANSACT ALL  
BUSINESS IN THE PATENT AND TRADEMARK OFFICE CONNECTED THEREWITH.

Send Written Correspondence To:

Customer Number **22917**

Direct Telephone Calls to: (847) 576-0379

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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|  |                            |                          |
|--|----------------------------|--------------------------|
| Full name of sole or<br>first inventor | Jian Yang                  |                          |
| Inventor's signature                   |                            |                          |
| Date                                   |                            |                          |
| Residence                              | Mansfield                  | Massachusetts            |
|  | City                       | State or Foreign Country |
| Citizenship                            | People's Republic of China |                          |
| Post Office Address                    | 43 Colonial Drive          | Street Address           |
|  | Mansfield,                 | Massachusetts            |
|  | City                       | State or Country         |
|  |                            | 02048                    |
|  |                            | Zip Code                 |

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|                                     |  |   |                   |
|-------------------------------------|--|---|-------------------|
| Full name of sole or first inventor | Sepehr Mehrabanzad   |   |                   |
| Inventor's signature                |  |   |                   |
| Date                                | 3/1/2000   |   |                   |
| Residence                           | Southborough<br>City   | Massachusetts<br>State or Foreign Country |                   |
| Citizenship                         | USA  |   |                   |
| Post Office Address                 | 25 Overlook Drive<br>Street Address  |   |                   |
|                                     | Southborough,<br>City  | Massachusetts<br>State or Country         | 01772<br>Zip Code |

TOKYO "GENDAI"

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

|   |  |   |                   |
|---|--|---|-------------------|
| Full name of original, first joint inventor | Dae-Young Kim                                |   |                   |
| Inventor's signature                        |  |   |                   |
| Date  |  |   |                   |
| Residence                                   | Lexington,<br>City                           | Massachusetts<br>State or Foreign Country |                   |
| Citizenship                                 | Korea  |   |                   |
| Post Office Address                         | 6231 Lexington Ridge Drive<br>Street Address |   |                   |
|   | Lexington,<br>City                           | Massachusetts<br>State or Country         | 02173<br>Zip Code |

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Prior Foreign Application(s):

check one)    X no such applications filed.    Priority Claimed  
such applications identified as follows:

|              |           |                        |     |    |
|--------------|-----------|------------------------|-----|----|
| (Serial No.) | (Country) | (Day/Month/Year Filed) | Yes | No |
| (Serial No.) | (Country) | (Day/Month/Year Filed) | Yes | No |
| (Serial No.) | (Country) | (Day/Month/Year Filed) | Yes | No |

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Prior U.S. Applications(s):

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one)

no such applications filed.

such applications identified as follows:

| (Application Serial No.) | (Filing Date) | (Status) | (Patented, Pending, Abandoned) |
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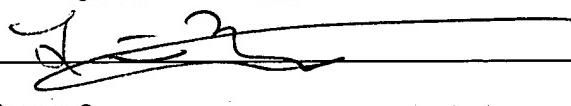
Direct Telephone Calls to: (847) 576-0379

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|  |                              |                          |          |
|--|------------------------------|--------------------------|----------|
| Full name of sole or<br>first inventor | William Leslie Brown         |                          |          |
| Inventor's signature                   |                              |                          |          |
| Date                                   |                              |                          |          |
| Residence                              | Mississauga, Ontario, Canada |                          |          |
|  | City                         | State or Foreign Country |          |
| Citizenship                            | Canada                       |                          |          |
| Post Office Address                    | 5484 Edencroft Crescent      |                          |          |
|  | Street Address               |                          |          |
|  | Mississauga, Ontario         | CANADA                   | L5M 4M6  |
|  | City                         | State or Country         | Zip Code |

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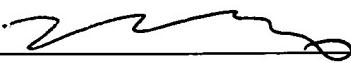
|  |  |                          |          |
|--|--|--------------------------|----------|
| Full name of sole or<br>first inventor | Jian Yang  |                          |          |
| Inventor's signature                   |  |                          |          |
| Date                                   | Dec. 3, 2000   |                          |          |
| Residence                              | Mansfield, Massachusetts   |                          |          |
|  | City   | State or Foreign Country |          |
| Citizenship                            | People's Republic of China   |                          |          |
| Post Office Address                    | 43 Colonial Drive  |                          |          |
|  | Street Address   |                          |          |
|  | Mansfield,   | Massachusetts            | 02048    |
|  | City   | State or Country         | Zip Code |

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|  |                                     |   |                   |
|--|-------------------------------------|---|-------------------|
| Full name of sole or<br>first inventor | Sepehr Mehrabanzad                  |   |                   |
| Inventor's signature                   |                                     |   |                   |
| Date                                   |                                     |   |                   |
| Residence                              | Southborough<br>City                | Massachusetts<br>State or Foreign Country |                   |
| Citizenship                            | USA                                 |   |                   |
| Post Office Address                    | 25 Overlook Drive<br>Street Address |   |                   |
|  | Southborough,<br>City               | Massachusetts<br>State or Country         | 01772<br>Zip Code |

TOKUYAMA CORP. 2001

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

|   |  |   |                   |
|---|--|---|-------------------|
| Full name of original, first joint inventor | Dae-Young Kim  |   |                   |
| Inventor's signature                        |  |   |                   |
| Date  | 12/29/2000   |   |                   |
| Residence                                   | Lexington,<br>City   | Massachusetts<br>State or Foreign Country |                   |
| Citizenship                                 | Korea  |   |                   |
| Post Office Address                         | 851 Emerson Gardens<br>Street Address  |   |                   |
|   | Lexington,<br>City   | Massachusetts<br>State or Country         | 02420<br>Zip Code |

TOKUYO "GONGGIHWA" CO., LTD.